CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA, 22313-1450 on October 28, 2004

Jeannie Camara

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O I Signature of

PATENT APPLICATION Attorney Docket No. SUN-P7077-SPL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE	PATENT APPLICATION OF)
) Examiner: Ngo, Chuong D.
Walste	er et al.)
) Group Art Unit: 2124
Serial	No. 10/042,909)
)
Filing	Date: January 8, 2002)
)
Title:	METHOD AND APPARATUS FOR SOLV	'ING)
	AN UNCONSTRAINED GLOBAL)
	OPTIMIZATION PROBLEM)

AMENDMENT TRANSMITTAL LETTER

Mail Stop: Non-Fee Amendment
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In connection with the above-referenced U. S. patent application, transmitted herewith are the following papers:

- [x] Response under 37 C.F.R. § 1.111 to official action mailed October 22, 2004.
- [] A petition for extension of time is also enclosed with a fee of \$55.00 for a onemonth extension for a small entity.
- [] Terminal disclaimer under 37 C.F. R. § 1.321(c), including
 - [] check for \$110.00 fee under 37 C.F.R. § 1.20(d), and
 - [] 2 certificates under 37 C.F.R. § 3.73(b).
- [] Information disclosure statement, form 1449 and ___ references.
- [x] No additional claims fees are required.

[] An additional fee is required, and is calculated as shown below:

	A N	MENDED CL.	AIMS		
	NO. OF CLAIMS	HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	ADDT'L FEE
Total Claims		MINUS = 20	0	x \$18 =	
Independent Claims		MINUS = 3	0	x \$78 =	
If Amendment adds mu Total Amendment Fee					
If small entity status is claimed, subtract 50% of Total Amendment Fee					
TOTAL ADDITIONA	L FEE DUE F	OR THIS AMEND	MENT		\$0.00

A check in the amount of \$ is enclosed

- [] Charge \$___ to Deposit Account No. ____ (Docket No. ____).
- Please deduct any underpayments, credit any overpayments, and charge all required [x]extension of time fees to Deposit Account Number 50-1003. (Docket No. SUN-P7077).

Edward J. Grundler Park, Vaughan & Fleming LLP 508 Second Street, Suite 201 Davis, CA 95616

Tel: (530) 759-1663 FAX: (530) 759-1665

Respectfully submitted,

By

Edward J. Grundler Registration No. 47,615

Date: October 28, 2004

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Patents, PO Box 1450, Alexandria, VA 22313-1450, on October 28, 2004 Jeannie Camara

(Typed or Printed Name of Person Mailing Paper or Fee)

Application Number : 10/042,909

Confirmation Number: 4529

Applicant

: G. William Walster et al.

Filed

: January 8, 2002

TC/A.U.

: 2124

Examiner

: Ngo, Chuong D.

Docket Number

: SUN-P7077-SPL

Customer No.

: 22,835

M/S: Box Non-Fee Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

AMENDMENT

Sir

In response to the office action of October 22, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 15 of this paper.